



UNITED STATES DEPARTMENT OF COMMERCE United States Patent and Trademurk Office Address COMMISSIONER FOR PATENTS O Advandar, Vignia 22313-1450 www.uspte.gov

APPLICATION NUMBER

FILING OR 371 (c) DATE

FIRST NAMED APPLICANT

ATTORNEY DOCKET NUMBER

10/809,192

03/25/2004

Manne Satyanaravana Reddy

U 015105-5

**CONFIRMATION NO. 6006** 

Date Mailed: 06/07/2004

**FORMALITIES LETTER** 

\*OC000000012881735\*

Ladas & Parry 26 West 61 Street New York, NY 10023 10/07/2004 MHEKONEN 00000006 503221

10809192

790.00 DA 02 FC:1201 176.00 DA

324.00 DA 130.00 DA

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

10/06/2004 MMEKONEN-00000027 503221 10809192

01\_FC:1001-02\_FC:1201-770<del>-00-DA</del> 1<del>72-00-D</del>A -03-FC:1202 324:00-DA 04\_EC:1051 130-00-DA

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

### **Items Required To Avoid Abandonment:**

An application number and filing date have been accorded to this application. The item(s) indicated below. however, are missing. Applicant is given TWO MONTHS from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing. Applicant must submit \$ 770 to complete the basic filing fee for a non-small entity. If appropriate, applicant may make a written assertion of entitlement to small entity status and pay the small entity filing fee (37 CFR 1.27).
- The oath or declaration is missing. A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

The application is informal since it does not comply with the regulations for the reason(s) indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- Replacement drawings in compliance with 37 CFR 1.84 and 37 CFR 1.121 are required. The drawings submitted are not acceptable because:
  - The drawings have a line quality that is too light to be reproduced (weight of all lines and letters must be heavy enough to permit adequate reproduction) or text that is illegible (reference characters, sheet numbers, and view numbers must be plain and legible) see 37 CFR 1.84(l) and (p)(1)); See Figure(s) 1-3.
  - More than one figure is present and each figure is not labeled "Fig." with a consecutive Arabic numeral (1, 2, etc.) or an Arabic numeral and capital letter in the English alphabet (A, B, etc.)(see 37 CFR 1.84(u)(1)). See Figure(s) 1-3.

• The applicant needs to satisfy supplemental fees problems indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

• Additional claim fees of \$496 as a non-small entity, including any required multiple dependent claim fee, are required. Applicant must submit the additional claim fees or cancel the additional claims for which fees are due.

#### **SUMMARY OF FEES DUE:**

Total additional fee(s) required for this application is \$1396 for a Large Entity

- \$770 Statutory basic filing fee.
- \$130 Late oath or declaration Surcharge.
- Total additional claim fee(s) for this application is \$496
  - \$172 for 2 independent claims over 3.
  - **\$324** for **18** total claims over 20.

Replies should be mailed to: Mail Stop Missing Parts

Commissioner for Patents

P.O. Box 1450

Alexandria VA 22313-1450

A copy of this notice <u>MUST</u> be returned with the reply.

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

OCT 0 4 2004 Attorney Docket No.: BULK 3.0-045

PTO/SB/92 (09-04)

Approved for use through 07/31/2006. OMB 0561-0031

Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Ider the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

Application No.: 10/809,192 Filing Date: March 25, 2004

First Inventor: Manne Satyanarayana REDDY

September 30, 2004

# Certificate of Mailing under 37 CFR 1.8

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to:

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Date				
Jobert R Tranks				
	Signature			
	Robert A. Franks			
Typed or printed name of person signing Certificate				
28,605		908-203-6504		
Registration Number, if applicable		Telephone Number		
Note: Each paper must each submitted p	have its own certificate of mailing, caper. Documents enclosed:	or this certificate must identify		
Response (2 pages)	Formal drawings (3 sheets)	Form PTO/SB/17 (in duplicate)		
Declaration Forms PTO/SB	3/01 and PTO/SB/02A (3 pages)	Form PTO/SB/22		
Form PTO/SB/80 for Dr. R	eddy's Laboratories, Inc. Form PT	O/SB/96 for Dr. Reddy's Laboratories, Inc.		
Form PTO/SB/80 for Dr. R	eddy's Laboratories Limited			
	eddy's Laboratories Limited	•		
Copy of Notice to File Missing Parts (2 pages)		Post card receipt		

This collection of information is required by 37 CFR 1.8. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 1.8 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

PTO/SB/17 (10-03)

Approved for use through 07/31/2006. OMB 0651-0032

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE he Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

BULK 3.0-045

FFF TDANCMITTAL	Complete if Known		
FEE TRANSMITTAL	Application Number	10/809,192	
for FY 2004	Filing Date	March 25, 2004	
	First Named Inventor	Manne Satyanarayana REDDY	
Effective 10/01/2003. Patent fees are subject to annual revision.	Examiner Name		-
applicant claims small entity status. See 37 CFR 1.27	Art Unit		

Attorney Docket No.

**(\$)** 1816.00

App

TOTAL AMOUNT OF PAYMENT

METHOD OF PAYMENT (check all that apply)	FEE CALCULATION (continued)			
Check Credit card Money Other None	3. ADDITIONAL FEES			
Order Order	Large Entity   Small Entity			
Deposit Account:	Fee Fee Fee Fee Fee Description			
Deposit Account 50-3221	Code (\$)   Code (\$)   Fee Paid   130.00			
Number Deposit				
Account Dr. Reddy's Laboratories, Inc.	1052 50 2052 25 Surcharge - late provisional filing fee or cover sheet			
Name The Director is authorized to: (check all that apply)	1053 130 1053 130 Non-English specification			
Charge fee(s) indicated below Credit any overpayments	1812 2,520 1812 2,520 For filing a request for ex parte reexamination			
Charge any additional fee(s) or any underpayment of fee(s)	1804 920* 1804 920* Requesting publication of SIR prior to Examiner action			
Charge fee(s) indicated below, except for the filing fee	1805 1,840* 1805 1,840* Requesting publication of SIR after			
to the above-identified deposit account.	Examiner action			
FEE CALCULATION	1251 110 2251 55 Extension for reply within first month 420.00			
1. BASIC FILING FEE	1252 420 2252 210 Extension for reply within second month			
Large Entity Small Entity	1253 950 2253 475 Extension for reply within third month			
Fee Fee Fee Fee Fee Description Fee Paid Code (\$)	1254 1,480 2254 740 Extension for reply within fourth month			
1001 770 2001 385 Htility filing fee	1255 2,010 2255 1,005 Extension for reply within fifth month			
1002 340 2002 170 Design filing fee	1401 330 2401 165 Notice of Appeal			
1003 530 2003 265 Plant filing fee	1402 330 2402 165 Filing a brief in support of an appeal			
1004 770 2004 385 Reissue filing fee	1403 290 2403 145 Request for oral hearing			
1005 160 2005 80 Provisional filing fee	1451 1,510 1451 1,510 Petition to institute a public use proceeding			
SUBTOTAL (1) (\$) 770.00	1452 110 2452 55 Petition to revive - unavoidable			
	1453 1,330 2453 665 Petition to revive - unintentional			
2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE Fee from	1501 1,330 2501 665 Utility issue fee (or reissue)			
Extra Claims below Fee Paid	1502 480 2502 240 Design issue fee			
Total Claims 38 -20** = 18 x 18 = 324.00	1503 640 2503 320 Plant issue fee			
Claims	1460 130 1460 130 Petitions to the Commissioner			
Multiple Dependent =	1807 50 1807 50 Processing fee under 37 CFR 1.17(q)			
Large Entity   Small Entity Fee Fee Fee Fee Fee Pescription	1806 180 1806 180 Submission of Information Disclosure Stmt			
Fee Fee Fee Fee Fee Description Code (\$)	8021 40 8021 40 Recording each patent assignment per property (times number of properties)			
1202 18 2202 9 Claims in excess of 20	1809 770 2809 385 Filing a submission after final rejection			
1201 86 2201 43 Independent claims in excess of 3	(37 ČFR 1.129(a))			
1203 290 2203 145 Multiple dependent claim, if not paid	1810 770 2810 385 For each additional invention to be			
1204 86 2204 43 ** Reissue independent claims over original patent	examined (37 CFR 1.129(b))  1801 770 2801 385 Request for Continued Examination (RCF)			
1205 18 2205 9 ** Reissue claims in excess of 20	1801 770 2801 385 Request for Continued Examination (RCE) 1802 900 1802 900 Request for expedited examination			
and over original patent	of a design application			
SUBTOTAL (2) (\$) 496.00	Other fee (specify)			
**or number previously paid, if greater, For Reissues, see above	*Reduced by Basic Filing Fee Paid SUBTOTAL (3) (\$) 550.00			
SUBMITTED BY (Complete (if applicable))				
Construction Management of the Construction of				

Registration No. Name (Print/Type) Robert A. Franks 28,605 Telephone 908-203-6504 September 30, 2004 Signature

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

This collection of information is required by 37 CFR 1.17 and 1.27. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

# IN THE UNITED STATES PATENT AND TRADMARK OFFICE

In re Patent application of

Manne Satyanarayana REDDY et al.

Group Art Unit:

Application No. 10/809,192

Examiner:

Filed: March 25, 2004

Date: September 30, 2004

CRYSTALLINE CETIRIZINE For:

Atty. Docket No.: Bulk 3.0-045

(Formerly U015105-5)

MONOHYDROCHLORIDE

Mail Stop Missing Parts

P.O. Box 1450

Alexandria VA 22313-1450

Commissioner for Patents

## RESPONSE

X

This paper is in response to the Notice to File Missing Parts of Nonprovisional Application that was mailed on June 7, 2004 in connection with the above-identified application. Applicants are not responding within the period set in the Notice, so are enclosing a petition for extension of time.

Also enclosed are following documents:

- 1. A copy of the Notice;
- Declaration of the inventors (PTO/SB/01 and PTO/SB/02A); 2.
- Formal drawings (3 sheets);
- Fee Transmittal Form (PTO/SB/17); 4.
- 5. Powers of Attorney (Forms PTO/SB/80); and
- 6. Statements Under 37 C.F.R. 3.73(b) (Forms PTO/SB/96).

Applicants submit that the remaining filing requirements are being completed by their transmittal of items 2 through 4.

The owners of this application wish to appoint new attorneys for further proceedings, and therefore are enclosing items 5 and 6. Please change your records to indicate the new

correspondence address being that for the attorneys at Customer No. 45776, and the new Docket No. BULK 3.0-045.

If any additional issues remain to be addressed for the application, please contact the undersigned.

Respectfully submitted,

Robert A. Franks

Attorney for Applicants

Reg. No. 28,605

Dr. Reddy's Laboratories, Inc. 200 Somerset Corporate Blvd. Seventh Floor Bridgewater, NJ 08807-2862 Telephone 908-203-6504 Facsimile 908-203-6515